

# DT07 Rec'd PCT/PTO 0 9 MAR 2005

43'90-0106PUS1

PATENT

## IN THE U.S. PATENT AND TRADEMARK OFFICE

Applicant:

Fanglin ZHOU et al.

Conf.:

UNKNOWN

Appl. No.:

10/517,452

Group:

UNKNOWN

Filed:

December 9, 2004

Examiner: UNKNOWN

For:

BIOCHIP WITH MAXIMIZATION OF THE

REACTOR NUMBER

INFORMATION DISCLOSURE STATEMENT (SUBMISSION AFTER FILING OF AN APPLICATION BUT BEFORE FINAL REJECTION OR NOTICE OF ALLOWANCE OR CONCURRENTLY WITH A RULE 1.114 RCE APPLICATION)

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450 March 9, 2005

Sir:

Pursuant to 37 C.F.R. §§ 1.97 and 1.98, applicant(s) hereby submit(s) an Information Disclosure Statement for consideration by the Examiner.

#### I. LIST OF PATENTS, PUBLICATIONS OR OTHER INFORMATION

The patents, publications, or other information submitted for consideration by the Office are listed on the PTO-1449(s), attached hereto.

#### II. COPIES (check at least one box)

- a.  $\boxtimes$ Copies of cited U.S. patents and patent application publications are not included. Copies of foreign patent documents and non-patent literature are included.
- b. Some or all of the documents listed on the PTO-1449 are not enclosed because they were cited in the International Search Report and copies should already be in the PTO file. If copies are needed, please contact the undersigned.

# III. CONCISE EXPLANATION OF THE RELEVANCE (check at least one box)

### a. DOCUMENTS IN THE ENGLISH LANGUAGE

The patents, publications, or other information listed on the attached PTO 1449 are in the English language and therefore, do not require a statement of relevancy.

## b. DOCUMENTS NOT IN THE ENGLISH LANGUAGE

A concise explanation of the relevance of all patents, publications, or other information listed that is not in the English language is as follows:

English language Claims, Specifications and Abstracts are attached hereto for the three Chinese references.

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An English language version of the search report or action that indicates the degree of relevance found by the foreign office is attached, thereby satisfying the requirement for a concise explanation. See MPEP 609(III)(A)(3).

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The following additional information is provided for the Examiner's consideration.

## FEES

IV.	$\boxtimes$		IDS IS BEING FILED UNDER 37 C.F.R. § 1.97(b): ck one box)						
	a.		within three months of the filing date of a national application (37 C.F.R. § 1.97(b)(1)). No fee or statement is required. (This section is not to be used with RCE's.)						
	b.		within three months of the date of entry of the national stage as set forth in § 1.491 in an international application (37 C.F.R. § 1.97(b)(2)). No fee or statement is required.						
	C.		concurrently with the filing of a Request for Continued Examination under § 1.114 (37 C.F.R. § 1.97(b)(4)). No fee or statement is required.						
	d.		before the mailing date of a first Action on the merits (37 C.F.R. § $1.97(b)(3)$ ). No fee or statement is required. In the event that a first Office Action on the merits has been issued, please consider this IDS under 37 C.F.R. § $1.97(c)$ and see the statement under 37 C.F.R. § $1.97(e)$ below, or, if no statement has been made, charge our deposit account in the amount of \$180.00 as required by $37$ C.F.R. § $1.17(p)$ .						
V.		THIS (chec	IDS IS BEING FILED UNDER 37 C.F.R. § 1.97(c): ck one box)						
	before the mailing date of a Final Office Action under 37 C.F.R. § 1.113 (See 37 C.F.R. § 1.97(c)(1)) or before the mailing date of a Notice of Allowance under 37 C.F.R. § 1.311 (See 37 C.F.R. § 1.97(c)(2)).								
	a.		No statement; therefore, a fee in the amount of $$180.00$ as required by 37 C.F.R. § 1.17(p).						
	b.	П	See the statement below. No fee is required.						

## VI. STATEMENT UNDER 37 C.F.R. § 1.97(e) (check only one box)

The undersigned hereby states that

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- a. 
   each item of information contained in the IDS was first cited in any communication from a foreign Patent Office in a counterpart foreign application not more than 30 days prior to the filing of this IDS; or
- b. each item of information contained in the IDS was first cited in any communication from a foreign Patent Office in a counterpart foreign application not more than three months prior to the filing of this IDS; or
- c. no item of information contained in the IDS was cited in a communication from a foreign Patent Office in a counterpart foreign application, and, to the knowledge of the person signing the certification after making reasonable inquiry, no item of IDS was known to any individual designated in 37 C.F.R. § 1.56(c) more than three months prior to the filing of the IDS.
- d. Some of the items of information were cited in a communication from a foreign Patent Office. As to this information, the undersigned states that each item of information contained in the IDS was first cited in a communication from a foreign Office in a counterpart application not more than three months prior to the filing of this IDS. As to the remaining information, the undersigned hereby states that no item of this remaining information contained in the IDS was cited in a communication from a foreign Patent Office in a counterpart foreign application and, to the best of my knowledge after making reasonable inquiry, was known to any individual designated in 37 C.F.R. § 1.56(c) more than three months prior to the filing of this statement.

## VII. PAYMENT OF FEES (check one box)

A	chec	k	in	the	amo	ınt	of	\$1	80.0	0	as	required	by	37
C.	F.R.	§	1.	17(p)	is	end	clos	ed	for	t]	he	above-ide:	ntif	ied
fe	ee.													

- Please charge Deposit Account No. 02-2448 in the amount required by 37 C.F.R. § 1.17(p) for the above-indicated fee. This paper is submitted in triplicate.
- No fee is required.

If the Examiner has any questions concerning this IDS, he/she is requested to contact the undersigned. If it is determined that this IDS has been filed under the wrong rule, the PTO is requested to consider this IDS under the proper rule and charge the appropriate fee to Deposit Account No. 02-2448.

If necessary, the Commissioner is hereby authorized in this, concurrent, and future replies, to charge payment or credit any overpayment to Deposit Account No. 02-2448 for any additional fees required under 37 C.F.R. § 1.16 or under § 1.17; particularly, extension of time fees.

Respectfully submitted,

BIRCH, STEWART, KOLASCH & BIRCH, LLP

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JMS/ljr **43**90-0106PUS1

Attachment(s): 

☐ PTO-1449

□ Documents

Foreign Search Report

□ Fee

Other: English language translations

Sheet 1 of 1 (3/9/05) ه در ن Form PTO-1449 ATTY. DOCKET NO. APPLICATION NO. 10/517,452 4390-0106PUS1 RMATION DISCLOSURE CITATION APPLICANT F. ZHOU et al. IN AN APPLICATION Use several sheets if necessary) FILING DATE GROUP MAR 0 9 2005 December 9, 2005 unknown U.S. PATENT DOCUMENTS FILING DATE IF APPROPRIATE CLASS DOCUMENT NUMBER Kind DATE US FOREIGN PATENT DOCUMENTS TRANSLATION COUNTRY Office DOCUMENT Kind DATE NUMBER YES NO X CN 2483395 Y 03-27-2002 CHINA CHINA Х CN 1335501 2003-10-15 Α Х CN 1448723 Α 2002-02-13 CHINA OTHER DOCUMENTS (Include Name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.) date, page(s), volume-issue number(s), publisher, city and/or country where published. Proteinchip Dianostic Kit for Antibodies to Hepatitis C Virus, as discussed on page 2

	of the Specification of the present application, webpage.	
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EXAMINER DATE CONSIDERED

EXAMINER: Initial if citation considered, whether or not citation is in conformance with M.P.E.P. 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.